

Dr. Gary Srebrolow

Partner

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CALLED TO THE BAR OF ONTARIO,
2005

EDUCATION

- J.D., Osgoode Hall Law School, 2004
- D.D.S., University of Toronto, 1989
- B.Sc., Human Biology, University of Toronto, 1985

PRACTICE AREAS

- Insurance Litigation
- Health Law
- Police Liability
- Cyber, Information and Privacy Risk
- Regulatory and Compliance

When dentists and other health professionals require legal advice, they turn to Dr. Gary Srebrolow because of the unique medical-dental perspective he brings to his dental law practice. As a health law lawyer, Gary understands what it is like to be on the “front lines” of providing health care, as he was a practising dentist for many years before he became a lawyer. Gary is also the Chair of the Health Law Group.

Gary is a well-rounded insurance defence litigator as well. Insurance companies rely on him because of his attention to detail, expertise and good results in defending many other professionals in malpractice or errors and omission claims.

Dental Law - Regulatory (RCDSO) Matters:

Gary’s knowledge of dentistry gives him an advantage in terms of understanding the strengths and weaknesses of a dental College case and what is needed to obtain a favourable result.

Dentist clients have retained Gary for the following professional regulatory matters:

- Defence of College (RCDSO) dental complaints and Registrar’s investigations
- Representation at Discipline Hearings

- Defence of Fitness to Practice investigations;
- Representation in Registration/Certification matters
- Insurance company billing audits and investigations
- Preventive action to avoid legal problems (i.e. dental complaint or dental malpractice lawsuit)
- Appeal of Dental Certification Exams (NDEB and RCDC)

Dental Law – Dental Practice legal advice:

Dentists are business people too and they turn to Gary for legal help when their partnership/cost share arrangement/dental associateship comes to an untimely end.

Gary provides legal advice for the following dental business matters:

- Litigation/Arbitration for partner, cost share and associate break-ups
- Dental purchase and sale disputes and litigation
- Drafting of agreements (partnership, associate and cost-sharing)
- Professional corporation formation
- Employment issues/litigation

Health Law - Other Health Professionals – Regulatory Matters and Malpractice Defence

Gary has also successfully represented numerous other health professionals in professional regulation matters (i.e. complaints, investigations, registration appeals, exam appeals, privacy matters, etc.) including the following:

- Physicians and Nurses
- Dental Hygienists and Denture Therapists
- Chiropractors, Physiotherapists and Massage Therapists
- Naturopaths and Dietitians
- Optometrists
- Pharmacists
- Psychotherapists, Psychologists and Social Workers

Gary has also successfully defended health professionals and health care clinics in defending medical and other healthcare malpractice claims. Clients rely on Gary because he understands scientific and complex medical issues.

Legal Opinions for Specialized Health Care Ventures

Gary also provides legal advice and opinions for health care

professionals and entrepreneurs interested in establishing innovative and specialized health care ventures, including executive medical clinics, cosmetic medical centres, “private” surgical centres, mobile medical centres, dialysis clinics and diagnostic imaging centres. He also represents patients who wish to appeal denials by OHIP for reimbursement for out of country medical care costs.

Insurance Defence Lawyer

Gary’s practice also involves insurance defence. Insurers have turned to Gary to defend engineers, police officers, governmental agencies, security guards, architects, designers and contractors in litigation claims. Clients appreciate Gary’s scientific background and analytical approach in defending these types of claims.

EXPERIENCE

- Obtained dismissal of complaints for numerous health professionals before regulatory Colleges at early stage of process – without any publication of report/findings and before referral to discipline hearing.
- Dismissal of complaint against dentist that performed unnecessary fillings without consent
- Obtained reimbursement for dentist (purchaser) clients from purchase price due to post-purchases issues
- Represented dentists in litigation/arbitration in practice break up and able to secure desired practice location for clients
- Successfully provided advice to foreign trained medical specialists with “red flags” in becoming certified to practice before the CPSO
- Dismissal of complaint against dietitian alleging that they did not provide adequate nutrition to elderly patient in long term care home;
- Dismissal of complaint against pharmacist alleging that they improperly dispensed medication
- Dismissal of complaint against physician that they did not properly follow up with patient for post-fracture care
- Dismissal of complaint against physiotherapist alleging that they fraudulently billed for several hundred thousand dollars in claims
- Appeared before the Registration Committee of the RCDSO and obtained certificate of registration for dentist despite past involvement in dental school discipline
- Represented physician on appeal of complaint decision on standards of practice before the Health Professions Appeal and Review Board (HPARB) and was able to have complaint dismissal upheld
- Appeared before the Ontario Superior Court of Justice and Divisional Court on numerous civil litigation matters and

motions

MEMBERSHIPS

- Law Society of Ontario
- Ontario Bar Association - Health Law, Insurance Law and Civil Litigation sections
- The Advocates' Society
- Fellow, American College of Legal Medicine

RELATED SPEAKING ENGAGEMENTS

- [March 15, 2023](#)
Speaker, A comparison of the damages awarded and key issues in various Healthcare jurisdictions
- [October 21, 2019](#)
Speaker, Legal Considerations for Researchers

RELATED PUBLICATIONS

- [July 14, 2021](#)
Co-Author, Court of Appeal - Mandatory Revocation of Health Professional Certificate in Sexual Abuse Case